09/920,751 OCT 0 4 2004

**PATENT** 

## IN THE UNIDED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Larry J. Cantwell et. al	Examiner:	Nadeem Iqbal
Serial No.:	09/920,751	Group Art Unit:	2114
Filing Date:	August 3, 2001	Docket No.:	2867
Title	Method and Apparatus for Imparting Fault Tolerance in a Switch or the Like		

Date of Deposit: 10-1-04

I hereby certify that this paper is being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

Signature: Mary S. Keller

Printed Name: Mary S. Keller

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Transmittal of Information Disclosure Statement 37 C.F. R. §1.97(c)

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Technology Center 2100

Assistant Commissioner for Patents Washington, DC 20231

With regard to the above-identified application, the items of information listed on the enclosed Information Disclosure Statement are brought to the attention of the Examiner under the terms of 37 C.F.R. §1.97(c). This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits, but before the mailing date of a final action under 37 C.F.R. § 1.113, and before the mailing date of the Notice of Allowance under 37 C.F.R. § 1.311.

Enclosed is a check in the amount of \$180 under 37 C.F.R. § 1.17(p) for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103. Moreover, Applicants do not represent that a reference has been

thoroughly reviewed or that any relevance of any portion of a reference is intended. The Applicant reserves the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish either point to the contrary.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Information Disclosure Statement, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 500246.

Respectfully submitted, COMPUTER NETWORK TECHNOLOGY CORPORATION By its attorneys:

Date: 1 October 2004

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PTO/SB/08A (08-03)

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Sheet 1

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known			
Application Number	09/920,751		
Filing Date	08/03/2001		
First Named Inventor	Larry J. Cantwell		
Art Unit	2114		
Examiner Name	Nadeem Iqbal		
Attorney Docket Number	2867		

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (d known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		<sup>US-</sup> 5,909,427	06/01/1999	Manning et al.	
		<sup>US-</sup> 5,805,614	09/08/1998	Norris	RECEIVED
		<sup>US-</sup> 6,035,414	03/07/2000	Okazawa	
		<sup>US-</sup> 5,361,249	11/01/1994	Monastra et al.	OCT 1 2 2004
		<sup>US-</sup> 4,497,054	01/29/1985	Read	Terbrology Contago
		<sup>US-</sup> 5,796,717	08/18/1998	Shinbashi	Technology Center 2100
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
	ľ	Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Τ°
		EP 0 720 413 A2	03/07/1996	Cloonan et al.		
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Examiner	Date	
Signature	Considered	

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.